



PATENT  
81790.0189

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Tomomi MOMOHARA

Serial No: 09/686,200 (reissue of USPN 5,818,249)

Confirmation No.: 6091

Filed: October 5, 2000

For: PROBE CARD HAVING GROUPS OF  
PROBE NEEDLES IN A PROBING TEST  
APPARATUS FOR TESTING  
SEMICONDUCTOR INTEGRATED  
CIRCUITS

**PETITION PURSUANT TO 37 C.F.R. § 1.137(b) FOR  
REVIVAL OF AN UNINTENTIONALLY ABANDONED  
APPLICATION**

Art Unit: 2829

Examiner: Nguyen, Vinh P.

I hereby certify that this correspondence  
is being deposited with the United States  
Postal Service with sufficient postage as  
first class mail in an envelope addressed  
to: MAIL STOP PETITION  
Commissioner for Patents, P.O. Box  
1450, Alexandria, VA 22313-1450  
Washington D.C. 20231, on  
October 4, 2004

*William H. Wright*  
Signature

10/4/04  
Date

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 1.137(b), applicant respectfully petitions for revival of the above-identified patent application which became unintentionally abandoned on September 20, 2004 (the next business day following Saturday, September 18, 2004). The present application became abandoned as a result of failing to acceptably respond to the Notice of Non-Compliant Amendment dated March 18, 2004.

In accordance with 37 C.R.F. § 1.17(m), a check in the amount of \$1,370 is submitted to cover the fee for this petition.

Applicant became aware that the application had become abandoned on or about September 30, 2004 when the undersigned attorney received a Failure to Acceptably Respond to Notice of Non-Compliant Amendment dated September 27, 2004. A copy of that Notice is attached as Exhibit 1 to this petition. The entire delay from the due date for the required response until the filing of this petition has been unintentional.

10/08/2004 AWONDAF1 00000077 09686200

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1370.00 DP

Attached as Exhibit 2 is a Supplemental Amendment, which is now in full compliance with the Notice.

If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure revival of the above-identified application to Deposit Account No. 50-1314. A copy of this petition is enclosed.

Respectfully submitted,

HOGAN & HARTSON L.L.P.

Date: October 4, 2004

By:   
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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**Failure to Acceptably Respond to  
Notice of Non-Compliant Amendment (37 CFR 1.121)  
No New Time Period for Reply is Provided**

The amendment document filed on 8/16/04 fails to provide the corrective action required by the prior Notice of Non-Compliant Amendment (37 CFR 1.121) mailed on 3/19/04. The amendment, including both the originally filed amendment and the amendment filed in response to the prior notice, is still considered to be non-compliant under 37 CFR 1.121. In order for the amendment document to be compliant, correction of the item(s) listed below is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

The period for reply continues to run from the mailing date of the prior Notice of Non-Compliant Amendment. The corrections listed below must be timely filed to avoid abandonment of the application. No new time period for reply is provided in this communication. See the Manual of Patent Examining Procedure (MPEP) § 714.03.

If the period for reply set forth in the prior Notice of Non-Compliant Amendment has expired, this application will become abandoned unless applicant: (1) corrects the deficiency, and (2) obtains an extension of time under 37 CFR 1.136(a). In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in the prior Notice of Non-Compliant Amendment (37 CFR 1.121).

**THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:**

1. Amendments to the specification:  
 A. Amended paragraph(s) do not include markings.  
 B. New paragraph(s) should not be underlined.  
 C. Other \_\_\_\_\_

2. Abstract:  
 A. Not presented on a separate sheet. 37 CFR 1.72.  
 B. Other \_\_\_\_\_

3. Amendments to the drawings: \_\_\_\_\_

4. Amendments to the claims:  
 A. A complete listing of all of the claims is not present.  
 B. The listing of claims does not include the text of all pending claims (including withdrawn claims)  
 C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).  
 D. The claims of this amendment paper have not been presented in ascending numerical order.  
 E. Other: CLAIMS 13-16 ARE MISSING. \_\_\_\_\_

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/olpla/preognotice/officeflyer.pdf>.

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